



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

MAY 24 2016

Melody Huckin

Rolling Meadows, IL 60008

RE: MUR 6963

Dear Ms. Huckin:

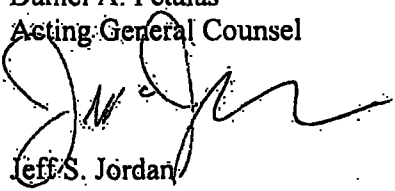
The Federal Election Commission reviewed the allegations in your complaint received on September 8, 2015. On May 12, 2016, based upon the information provided in the complaint, and information provided by the respondents, the Commission decided to exercise its prosecutorial discretion to dismiss the allegations and close its file in this matter. Accordingly, the Commission closed its file in this matter on May 12, 2016.

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). The Factual and Legal Analysis, which more fully explains the Commission's finding, is enclosed.

The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 52 U.S.C. § 30109(a)(8).

Sincerely,

Daniel A. Petalas
Acting General Counsel

BY: 
Jeff S. Jordan
Assistant General Counsel
Complaints Examination and
Legal Administration

Enclosure
General Counsel's Report

100044001-1001

SENSITIVE

RECEIVED

FEDERAL ELECTION COMMISSION

BEFORE THE FEDERAL ELECTION COMMISSION

2016 MAY -2 PM 1:11

2016 APR 30 PM 12:55

**ENFORCEMENT PRIORITY SYSTEM
DISMISSAL REPORT**

MUR: 6963

Complaint Receipt Date: September 8, 2015

Response Date(s): October 5, 2015

Respondents: Bullwinkel for Congress

**Donna Depaul-Kelly as treasurer
(collectively the "Committee")**

CELA

**Alleged Statutory/
Regulatory Violations:**

**52 U.S.C. § 30120(a)(1)
11 C.F.R. §§ 110.11(a)(1), (b)(1)**

The Complaint alleges that the Committee violated the Federal Election Campaign Act of 1971, as amended (the "Act") and Commission regulations by failing to include the required disclaimers on its website. The Complaint attaches a printout of the Committee's campaign website home page, debforcongress.com, as well as a printout of the website's "Biography" page, neither of which displays a disclaimer. The Committee acknowledges that its web administrator had not followed instructions concerning the disclaimer requirements, but states that it has since corrected the error. The Committee's response attached printouts of corrected versions of the home page and "Biography" page, each of which now appears to display the proper disclaimer.

Based on its experience and expertise, the Commission has established an Enforcement Priority System using formal, pre-determined scoring criteria to allocate agency resources and assess whether particular matters warrant further administrative enforcement proceedings. These criteria include (1) the gravity of the alleged violation, taking into account both the type of activity and the amount in violation; (2) the apparent impact the alleged violation may have had on the electoral process; (3) the complexity of the legal issues raised in the matter; and (4) recent trends in potential violations and other developments in the law. This matter is rated as low priority for

16044266154

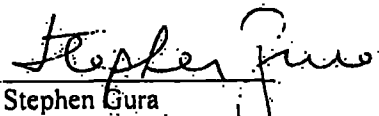
Commission action after application of these pre-established criteria. Given that low rating and the other circumstances presented, we recommend that the Commission dismiss the allegations consistent with the Commission's prosecutorial discretion to determine the proper ordering of its priorities and use of agency resources. *Heckler v. Chaney*, 470 U.S. 821, 831-32 (1985). We also recommend that the Commission close the file as to all respondents and send the appropriate letters.


Daniel A. Petalas
Acting General Counsel

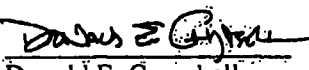
Kathleen M. Guith
Acting Associate General Counsel
for Enforcement

5.2.16
Date

BY:


Stephen Gura
Deputy Associate General Counsel
for Enforcement


Jeff S. Jordan
Assistant General Counsel
Complaints Examination
& Legal Administration


Donald E. Campbell
Attorney
Complaints Examination
& Legal Administration

100-410014-1001